

Exhibit M

Manno, Claudio (FAA) 6/9/2009 8:37:00 AM

1 H I G H L Y C O N F I D E N T I A L

2 U N I T E D S T A T E S D I S T R I C T C O U R T

3 S O U T H E R N D I S T R I C T O F N E W Y O R K

4 -----X

5 I N R E S E P T E M B E R 1 1 L I T I G A T I O N

6 N o . 2 1 M C 1 0 1 (A K H)

7 -----X

8 J u n e 9 , 2 0 0 9

9 8 : 3 3 a . m .

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11 V i d e o t a p e d d e p o s i t i o n o f C L A U D I O M A N N O ,

12 t a k e n b y D e f e n d a n t s , p u r s u a n t t o N o t i c e , a t t h e

13 F a i r m o n t H o t e l , 2 4 0 1 M S t r e e t , N o r t h w e s t ,

14 W a s h i n g t o n , D . C . , b e f o r e G A I L F . S C H O R R , a

15 C e r t i f i e d S h o r t h a n d R e p o r t e r , C e r t i f i e d R e a l t i m e

16 R e p o r t e r , a n d N o t a r y P u b l i c w i t h i n a n d f o r t h e

17 S t a t e o f N e w Y o r k .

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2 MR. PODESTA: Let's have
3 marked as Exhibit 1130 a document
4 which we have marked entitled
5 "Appendix A-2000-01 information
6 circulars."

7 (Deposition Exhibit 1130 for
8 identification, document entitled
9 "Appendix A-2000-01 information
10 circulars," prepared by Debevoise &
11 Plimpton.)

12 Q. And we prepared a little
13 summary. And I'd just like you to take a
14 look at the summary, although of course
15 since we have appended the actual
16 information circulars, if you have any
17 questions about the contents, the
18 accuracy of the summary, you're welcome
19 to look.

20 And just as you're looking at
21 it, to remind you of the basic question
22 I'm asking, putting aside the Millennium
23 plot information circulars, are you aware
24 of any information circulars in the year
25 2000 or 2001 up to 9/11 that addressed

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2 specific terrorist plots in the United

3 States?

4 A. No.

5 Q. In reviewing these information

6 circulars I noticed one mention of a

7 knife as a potential terrorist weapon,

8 and that is in information circular, IC

9 2000-01 dated April 27, 2000, which

10 describes the 1999 Indian Airlines Flight

11 814 hijacking by five terrorists armed

12 with pistols, grenades and knives.

13 And my question to you is

14 apart from that one mention of knives

15 used by terrorists armed also with

16 pistols and grenades in the Indian

17 Airways hijacking, was there any mention

18 of knives as a terrorist weapon in any of

19 the information circulars issued by FAA

20 in 2000 or 2001?

21 A. No.

22 Q. Did any of the information

23 circulars issued by FAA in the years 2000

24 and 2001, of course before 9/11, make any

25 reference to the use of planes as

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2 explosives they had onboard."

3 The next sentence is

4 underscored: "FAA never received any

5 reliable reporting to indicate the

6 hijackers had the ability to direct the

7 flight into a specific target."

8 To the best of your knowledge,

9 Mr. Manno, is the FAA/TSA response that I

10 just read correct and accurate?

11 A. Yes.

12 Q. Did FAA or TSA receive any

13 confirmed indication that the air

14 terrorists -- Air France terrorists had

15 the ability to pilot the plane themselves

16 and fly it into a specific ground target?

17 MR. PARRETT: Objection;

18 foundation.

19 MS. NORMAND: Again, you can

20 answer only generally.

21 A. No.

22 Q. They did not?

23 A. Did not.

24 Q. Are you aware of any pre-9/11

25 terrorist incident anywhere in the world

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2 in which terrorists posing as passengers
3 hijacked a commercial passenger jetliner
4 and proceeded to fly the plane
5 themselves?

6 A. No.

7 Q. Are you aware -- let me just
8 make sure I got this. Are you aware of
9 any pre-9/11 hijacking anywhere in the
10 world during which the hijackers,
11 terrorists posing as passengers,
12 demonstrated the ability to act as the
13 pilots of a commercial passenger jet --

14 MR. PARRETT: Objection; form.

15 Q. -- pre-9/11?

16 A. No.

17 Q. The McDonnell memo, we can
18 turn back to the McDonnell script for the
19 CD-ROM slide presentation, a/k/a and
20 hereinafter defined as McDonnell memo,
21 the McDonnell memo assessed, did it not,
22 the relative likelihood of terrorist
23 hijackings of US airliners overseas as
24 compared to terrorist hijackings of US
25 airliners domestically? You can look at

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2 that Osama bin Laden and al Qaeda were
3 determined to attack American interests
4 in some way?

5 A. Yes.

6 Q. Before 9/11, did FAA possess
7 any actionable, specific and credible
8 intelligence that al Qaeda intended to
9 conduct terrorist attacks in the United
10 States?

11 MR. PARRETT: Objection; form.

12 MS. NORMAND: You can answer
13 generally.

14 A. No.

15 Q. Before 9/11, did FAA possess
16 any specific and credible intelligence
17 that al Qaeda intended to attack domestic
18 civil aviation as opposed to other
19 possible domestic targets such as
20 buildings, bridges, powerplants, subways,
21 trains or ships?

22 MR. PARRETT: Objection; form.

23 MS. NORMAND: I'd like you to
24 read that back if you could.

25 MR. PODESTA: You're getting

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2 quite a workout.

3 MS. NORMAND: The questions

4 are so long.

5 (Record read as requested.)

6 MS. NORMAND: Thank you.

7 A. No.

8 MR. PODESTA: I'd like to now

9 have marked as I guess it's Exhibit

10 1138. I don't think it's SSI. Is

11 1138 the right number?

12 THE REPORTER: Yes.

13 MR. PODESTA: TSA 22441

14 through TSA 22447. And this is a

15 document entitled "Subject:

16 Response to Congressional

17 Intelligence Oversight Committees

18 joint inquiry into the intelligence

19 community's programs in light of

20 the events of September 11th,

21 2001." You can see from that title

22 that it's not only the questions

23 that are long. I'm told the

24 document extends through 22448.

25 (Deposition Exhibit 1138 for

0356

1 H I G H L Y C O N F I D E N T I A L

2 U N I T E D S T A T E S D I S T R I C T C O U R T

3 S O U T H E R N D I S T R I C T O F N E W Y O R K

4 -----X

5 I N R E S E P T E M B E R 1 1 L I T I G A T I O N

6 N o . 2 1 M C 1 0 1 (A K H)

7 -----X

8 V O L U M E 2

9 J u n e 1 0 , 2 0 0 9

10 8 : 3 3 a . m .

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12 C o n t i n u e d v i d e o t a p e d d e p o s i t i o n o f

13 C L A U D I O M A N N O , t a k e n b y D e f e n d a n t s ,

14 p u r s u a n t t o N o t i c e , a t t h e F a i r m o n t

15 H o t e l , 2 4 0 1 M S t r e e t , N o r t h w e s t ,

16 W a s h i n g t o n , D . C . , b e f o r e G A I L F . S C H O R R ,

17 a C e r t i f i e d S h o r t h a n d R e p o r t e r , C e r t i f i e d

18 R e a l t i m e R e p o r t e r , a n d N o t a r y P u b l i c

19 w i t h i n a n d f o r t h e S t a t e o f N e w Y o r k .

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2 A. -- he claimed that. I don't
3 know -- I have not seen any other
4 information that, you know, training
5 records or other intelligence that
6 confirmed what he said that I'm aware of.

7 Q. The air carriers were given
8 that information in 1998 through this
9 information circular that one of the
10 suspects in the bombing of the US Embassy
11 had received aircraft hijack training; is
12 that correct?

13 A. That's what the IC says, yes.

14 Q. Before September 11th, 2001,
15 were you aware of a threat to fly a plane
16 into the World Trade Center in 1998?

17 A. I don't recall now. That was
18 one of the questions in one -- in one of
19 the documents that we addressed here. I
20 think we -- I think we said that we had
21 not received that information.

22 Q. Do you recall if at your
23 Moussaoui testimony you were asked had
24 you been prepped to testify about
25 intelligence case files about threats in

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2 A. Yes.

3 Q. Is it fair to say that both

4 terrorist bombings inflicting mass

5 casualties and the use of sophisticated

6 improvised explosive devices were

7 important trends in international

8 terrorism before 9/11?

9 A. Yes.

10 Q. On the other hand, was there

11 any -- did the FAA pre-9/11 observe any

12 discernible trend toward the use by

13 international terrorists of pilots

14 capable of hijacking and flying

15 commercial aircraft?

16 MR. PARRETT: Objection; form.

17 A. No.

18 Q. Prior to 9/11, did the FAA

19 Office of Intelligence observe any

20 discernible trend toward the use by

21 international terrorists of small-bladed

22 knives or box cutters as the weapon of

23 choice for terrorist attacks?

24 A. No.

25 Q. Before 9/11, are you aware of

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2 any terrorist attack by al Qaeda in which
3 knives or other small sharp cutting
4 implements were the primary method of
5 attack?

6 A. No.

7 Q. Before 9/11, are you aware of
8 any attack by any group of international
9 terrorists in which knives, box cutters
10 or other small, sharp cutting implements
11 were the exclusive weapon of choice --
12 were the exclusive weapon used?

13 A. No.

14 Q. We had the Air India attack
15 where they had knives but they also had
16 pistols and grenades. Can you think of
17 any international terrorist attack, any
18 attack by any organized group of
19 terrorists in which knives of any type
20 were the exclusive weapon of attack?

21 A. I think there was one attack
22 in Egypt, and I believe it was before,
23 I'm sure it was before 9/11, where a
24 group of terrorists murdered about 40 or
25 50 tourists in an historic site by